



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Erion *et al.*

Appl. No.: 09/518,501

Filed: March 3, 2000

For: **Novel Phosphorus-containing
Prodrugs**

Confirmation No.: 7608

Art Unit: 1624

Examiner: T. McKenzie

Atty. Docket: 2358.0010002/RWE/CJW

Supplemental Information Disclosure Statement

Mail Stop Amendment

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. This Supplemental Information Disclosure Statement is a continuation of Applicants' Information Disclosure Statement filed February 27, 2004 in connection with the above-captioned application.

In accordance with 37 C.F.R. § 1.98(a)(2), no copies of U.S. patents and patent application publications cited on the attached Form PTO-1449 are submitted.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may

not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application. Attached is our PTO-2038 Credit Card Payment Form in the amount of \$180.00 in payment of the fee under 37 C.F.R. § 1.17(p).

It is respectfully requested that the Examiner initial and return a copy of the enclosed Form PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Registration No. 55,709

Date: June 28, 2005

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FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT REGISTRY & TRADEMARK OFFICE		ATTY. DOCKET NO. 2358.0010002/RWE/CJW	APPLICATION NO. 09/518,501
		FIRST NAMED INVENTOR Erion et al.	
		FILING DATE March 3, 2000	ART UNIT 1624

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
AA1	3,404,178	10/01/1968	Roy, C.H.			10/07/1965
AB1	4,621,077	11/04/1986	Rosini et al.			06/08/1984
AC1	4,659,825	04/21/1987	Holy et al.			01/06/1984
AD1	4,705,651	11/10/1987	Staibano			10/11/1985
AE1	4,724,232	02/09/1988	Rideout et al.			09/17/1985
AF1	4,724,233	02/09/1988	De Clercq et al.			04/21/1986
AG1	4,777,163	10/11/1988	Bosies et al.			07/24/1987
AH1	4,808,716	02/28/1989	Holy et al.			04/25/1986
AI1	4,861,759	08/29/1989	Mitsuya et al.			08/11/1987
AJ1	4,879,277	11/07/1989	Mitsuya et al.			08/11/1987
AK1	4,882,142	11/21/1989	Simon et al.			12/19/1988

FOREIGN PATENT DOCUMENTS

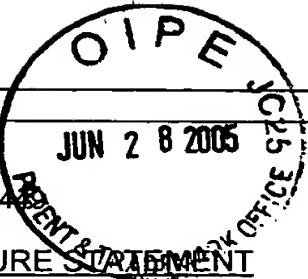
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
AL						Yes No
AM						Yes No
AN						Yes No
AO						Yes No
AP						Yes No

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

AR		
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EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

 FORM PTO-146 <u>INFORMATION DISCLOSURE STATEMENT</u>		ATTY. DOCKET NO. 2358.0010002/RWE/CJW	APPLICATION NO. 09/518,501
		FIRST NAMED INVENTOR Erion et al.	
		FILING DATE March 3, 2000	ART UNIT 1624

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA2	4,898,724	02/06/1990	Simon et al.			05/14/1987
	AB2	4,939,130	07/03/1990	Jaeggi et al.			02/27/1989
	AC2	5,034,394	07/23/1991	Daluge			12/22/1989
	AD2	5,047,533	09/10/1991	Reist et al.			01/22/1990
	AE2	5,089,500	02/18/1992	Daluge			05/08/1991
	AF2	5,153,183	10/06/1992	Kawabe et al.			05/06/1991
	AG2	5,210,085	05/11/1993	Liotta et al.			02/22/1991
	AH2	5,240,946	08/31/1993	Kinney et al.			04/29/1992
	AI2	5,246,937	09/21/1993	Harnden et al.			01/22/1992
	AJ2	5,366,965	11/22/1994	Strein			01/29/1993
	AK2	5,480,875	01/02/1996	Isomura et al.			371 Date: 12/21/1994

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

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		ATTY. DOCKET NO. 2358.0010002/RWE/CJW	APPLICATION NO. 09/518,501
FORM PTO-1449 <u>INFORMATION DISCLOSURE STATEMENT</u>		FIRST NAMED INVENTOR Erion et al.	
		FILING DATE March 3, 2000	ART UNIT 1624

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA3	5,532,225	07/02/1996	Reist et al.			07/31/1992
	AB3	5,583,122	12/10/1996	Benedict et al.			12/06/1985
	AC3	5,663,159	09/02/1997	Starrett, Jr. et al.			10/11/1994
	AD3	5,681,590	10/28/1997	Bechard et al.			371 Date: 07/26/1995
	AE3	5,721,219	02/24/1998	Ingall et al.			08/09/1995
	AF3	5,814,639	09/29/1998	Liotta et al.			02/16/1993
	AG3	5,840,716	11/24/1998	Ubasawa et al.			01/17/1997
	AH3	5,869,467	02/09/1999	Holy et al.			03/28/1995
	AI3	5,914,331	06/22/1999	Liotta et al.			06/07/1995
	AJ						
	AK						

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL						Yes No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

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